

UNITED STATES DISTRICT COURT

for the

Central District of California

Western Division

Bruce D Brown

Case No. _____

(to be filled in by the Clerk's Office)

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

Delta Air Lines, Inc.; Unifi Aviation, LLC; Airco Aviation Services, LLC; and DOES 1 through 50 inclusive

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

Jury Trial: (check one) ☒ Yes ☐ No

COMPLAINT FOR A CIVIL CASE ALLEGING NEGLIGENCE
(28 U.S.C. § 1332; Diversity of Citizenship)

I. The Parties to This Complaint**A. The Plaintiff(s)**

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name	Bruce D Brown
Street Address	5659 W 8th St
City and County	Los Angeles, Los Angeles County
State and Zip Code	California, 90036
Telephone Number	(310) 270-2675
E-mail Address	brucespann1@gmail.com

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known). Attach additional pages if needed.

Pro Se 5 (Rev. 12/16) Complaint for a Civil Case Alleging Negligence

Defendant No. 1

Name Delta Air Lines, Inc.

Job or Title *(if known)*

Street Address

1030 Delta Blvd, Dept 982

City and County

Atlanta, Fulton County

State and Zip Code

Georgia, 30354

Telephone Number

(800) 221-1212

E-mail Address *(if known)*

Defendant No. 2

Name Unifi Aviation, LLC

Job or Title *(if known)*

Street Address

950 East Paces Ferry Rd NE, Suite 2000

City and County

Atlanta, Fulton County

State and Zip Code

Georgia, 30326

Telephone Number

(404) 715-4300

E-mail Address *(if known)*

Defendant No. 3

Name Airco Aviation Services, LLC

Job or Title *(if known)*

Street Address

950 East Paces Ferry Rd NE, Suite 2000

City and County

Atlanta, Fulton County

State and Zip Code

Georgia, 30326

Telephone Number

E-mail Address *(if known)*

Defendant No. 4

Name

Job or Title *(if known)*

Street Address

City and County

State and Zip Code

Telephone Number

E-mail Address *(if known)*

II. Basis for Jurisdiction

Federal courts are courts of limited jurisdiction (limited power). Under 28 U.S.C. § 1332, federal courts may hear cases in which a citizen of one State sues a citizen of another State or nation and the amount at stake is more than \$75,000. In that kind of case, called a diversity of citizenship case, no defendant may be a citizen of the same State as any plaintiff. Explain how these jurisdictional requirements have been met.

A. The Plaintiff(s)

1. If the plaintiff is an individual

The plaintiff, (name) Bruce D Brown, is a citizen of the
State of (name) California.

2. If the plaintiff is a corporation

The plaintiff, (name) _____, is incorporated
under the laws of the State of (name) _____,
and has its principal place of business in the State of (name) _____.

(If more than one plaintiff is named in the complaint, attach an additional page providing the same information for each additional plaintiff.)

B. The Defendant(s)

1. If the defendant is an individual

The defendant, (name) _____, is a citizen of
the State of (name) _____. Or is a citizen of
(foreign nation) _____.

2. If the defendant is a corporation

The defendant, (name) Delta Air Lines, Inc., is incorporated under
the laws of the State of (name) Delaware, and has its
principal place of business in the State of (name) Georgia.
Or is incorporated under the laws of (foreign nation) _____,
and has its principal place of business in (name) _____.

(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional defendant.)

C. The Amount in Controversy

The amount in controversy—the amount the plaintiff claims the defendant owes or the amount at stake—is more than \$75,000, not counting interest and costs of court, because (explain):

Plaintiff has suffered and continues to suffer economic damages, including but not limited to, past and future medical expenses, loss of earnings and earning capacity.; and non-economic damages, including but not limited to physical/mental pain and suffering, loss of enjoyment of life, disfigurement, physical impairment, inconvenience, grief, anxiety, humiliation and emotional distress in excess of \$75,000.00. +

III. Statement of Claim

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

On (date) 11/05/2022, at (place) 6000 N Terminal Pkwy Suite 4000, Atlanta, GA 30320,

the defendant(s): (1) performed acts that a person of ordinary prudence in the same or similar circumstances would not have done; or (2) failed to perform acts that a person of ordinary prudence would have done under the same or similar circumstances because (describe the acts or failures to act and why they were negligent)

as Plaintiff disembarked Delta plane DL Flight 504 and went to sit in his designated wheelchair, the Passenger Attendant assigned to Plaintiff and his wheelchair failed to ensure that the wheelchair was locked. As Plaintiff went to sit, the chair moved causing Plaintiff to lose balance and fall all the way to the floor. Defendants, and each of them, owed a duty of care to all reasonably foreseeable people, including Plaintiff, to maintain, inspect, operate, and control their wheelchairs to keep passengers safe. Defendants also had duty to properly hire, train, and supervise their employees and agents to perform their work to keep the wheelchairs and passengers safe. +

The acts or omissions caused or contributed to the cause of the plaintiff's injuries by (explain)
creating the dangerous condition and/or failing to take remedial action to correct the dangerous condition and further failed to warn the Plaintiff of the existence of the dangerous condition despite their actual or constructive notice of its existence thereby exposing Plaintiff to an unreasonable risk of harm. Defendants maintained, operated, and provided the wheelchair in question and were negligent in failing to take reasonably proper actions to keep the wheelchair still and safe while Plaintiff was attempting to sit. Further, Defendants failed to warn Plaintiff that the wheels were not locked as he attempted to sit.

IV. Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

Medical Expenses to Date: \$299,615.51.

Future Medical Expenses: \$1,000,000.00.

Pain, suffering, and inconvenience: \$2,000,000.00.

Emotional distress: \$2,000,000.00.

Loss of earnings: TBD.

Loss of future earning capacity: TBD.

V. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: _____

Signature of Plaintiff _____

Printed Name of Plaintiff _____

B. For Attorneys

Date of signing: 11/04/2024

Signature of Attorney

Printed Name of Attorney

Robert Booker

Arturo Salinas

Bar Number

CA State Bar: 232065

CA State Bar : 134174

Name of Law Firm

The Law Offices of Jacob Emrani, APC

Street Address

714 W Olympic Blvd, Ste 300

State and Zip Code

Los Angeles, CA 90015

Telephone Number

(213) 748-7734

E-mail Address

eservice@calljacob.com

Attachment 1

B. The Defendants

3. The defendant, Unifi Aviation, LLC, is incorporated under the laws of the State of Delaware, and has its principal place of business in the State of Georgia.

4. The defendant, Airco Aviation Services, LLC, is incorporated under the laws of the State of Delaware, and has its principal place of business in the State of Georgia.